

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

-oOo-

3 UNITED STATES OF AMERICA,)

4 Plaintiff,)

5 vs.)

6 DAVID LITWIN,)

7 Defendant.)

Case No.: 2:11-cr-00347-KJD-CWH

ORDER

8
9 **FINDINGS OF FACT**

10 Based on the pending Stipulation of counsel, and good cause appearing
11 therefore, the Court finds that:

12 1. Counsel for the United States is scheduled to commence a short trial
13 on September 5, 2017 before the Honorable Larry Hicks (*United States v. Mendoza*,
14 16-cr-324). Consequently, counsel for the United States will be occupied with trial
15 on the current sentencing date.

16 2. Counsel the Defendant has no objection to a continuance.

17 3. The defendant is in custody but he does not object to the continuance.

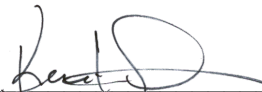
18 4. Additionally, denial of this request for continuance could result in a
19 miscarriage of justice as counsel for the Government will be occupied with trial
20 during the currently sentencing date. Should the Defendant elect to file a
21 sentencing memorandum, the Government will need additional time to file a
22 response. Likewise, the Defendant may need additional time to file a response to
23 the Government's sentencing memorandum.

1 For all of the above-stated reasons, the end of justice would best be
2 served if Defendant's sentencing was rescheduled.

3 ORDER

4 IT IS FURTHER ORDERED that defendant's sentencing currently
5 scheduled for September 5, 2017 at 9:00 am be vacated and continued to
6 Tuesday, September 12, 2017 at 9:00 a.m. .

7
8 DATED this 29th day of August, 2017.

9
10 
11 _____
12 HONORABLE KENT J. DAWSON
13 United States District Court Judge
14
15
16
17
18
19
20
21
22
23
24